IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,		9.4665440
	Plaintiff,) 8:16CR140)
	vs.) DETENTION ORDER
JU	AN LOPEZ-VEJAR,	
	Defendant.	(
A.	Order For Detention After waiving a detention hearing pursua Act on April 22, 2016, the Court orders th to 18 U.S.C. § 3142(e) and (i).	ant to 18 U.S.C. § 3142(f) of the Bail Reform e above-named defendant detained pursuant
B.	The Court orders the defendant's detent X By a preponderance of the exconditions will reasonably assure X By clear and convincing evidence	
C.	contained in the Pretrial Services Repor X (1) Nature and circumstances of X (a) The crime: possessio (Count I) in violation of sentence of ten year imprisonment. (b) The offense is a crime (c) The offense involves a (d) The offense involves a crime (d) The offense involves	the offense charged: n with intent to distribute methamphetamine of 21 U.S.C. § 841(a)(1) carries a minimum ars imprisonment and a maximum of life of violence. a narcotic drug. a large amount of controlled substances, to wit:
	(a) General Factors: X The defendar may affect who implies the defendar may affect who implies the defendar in the defendar may affect who implies in the defendar it is it i	nt appears to have a mental condition which nether the defendant will appear. In that has no family ties in the area. In that has no steady employment. In that has no substantial financial resources. In the is not a long time resident of the community. In the defendant: In the defendant: In that a history relating to drug abuse. In that a history relating to alcohol abuse. In that a significant prior criminal record. In that a prior record of failure to appear at

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Release pending trial, sentence, appeal or completion of sentence.
(c) Other Factors:
The defendant is an illegal alien and is subject to
deportation.
X The defendant is a legal alien and will be subject to
deportation if convicted.
The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:
X (4) The nature and seriousness of the danger posed by the defendant's release are as follows: The nature of the charges in the Indictment.
X (5) Rebuttable Presumptions
In determining that the defendant should be detained, the Court also relied
on the following rebuttable presumption(s) contained in 18 U.S.C. § 3142(e)
which the Court finds the defendant has not rebutted:
X (a) That no condition or combination of conditions will reasonably
assure the appearance of the defendant as required and the safety
of any other person and the community because the Court finds that
the crime involves:
(1) A crime of violence; or (2) An offense for which the maximum penalty is life
X (2) An offense for which the maximum penalty is life imprisonment or death; or
X (3) A controlled substance violation which has a maximum
penalty of 10 years or more; or
(4) A felony after the defendant had been convicted of two
or more prior offenses described in (1) through (3)
above, <u>and</u> the defendant has a prior conviction for one
of the crimes mentioned in (1) through (3) above which
is less than five years old and which was committed
while the defendant was on pretrial release.
X (b) That no condition or combination of conditions will reasonably
assure the appearance of the defendant as required and the safety of the community because the Court finds that there is probable
cause to believe:
X (1) That the defendant has committed a controlled
substance violation which has a maximum penalty of
10 years or more.
(2) That the defendant has committed an offense under 18
U.S.C. § 924(c) (uses or carries a firearm during and in
relation to any crime of violence, including a crime of
violence, which provides for an enhanced punishment
if committed by the use of a deadly or dangerous
weapon or device).

- D. Additional Directives
 Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:
 1. The defendant be committed to the custody of the Attorney General for
 confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
 - The defendant be afforded reasonable opportunity for private consultation with counsel; and

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3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: April 22, 2016.

BY THE COURT:

s/ Thomas D. Thalken United States Magistrate Judge